

PLEA MINUTE SHEET
IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO (AT ALBUQUERQUE)

CR 05-1849 JH**UNITED STATES vs. FITZGERALD**

Before The Honorable Robert H. Scott, United States Magistrate Judge

Hearing Date:	April 18, 2006	Time In and Out:	10:14 AM - 10:22 am	
Clerk:	Mary Archuleta	FTR Information:	FTR/HONDO	
Defendant:	CATHY FITZGERALD	Defendant's Counsel:	Cliff McIntyre	
AUSA:	James Braun	Interpreter:	none	Sworn
X	Defendant Sworn		First Appearance	
X	Consent to proceed before a magistrate judge and original plea agreement reviewed and executed by Deft.			
X	Deft acknowledges receipt of: (Indictment or Information)			
	If Deft proceeding by way of information, Deft acknowledges right to an indictment and waives that right.			
X	Terms and conditions of proposed plea agreement explained.			
X	Factual predicate to sustain the plea provided.			
X	Deft questioned re Deft's age, education, physical/mental condition, and whether under the influence of alcohol, drugs, or any medication. Deft advised of charge(s), penalties and possible consequences of the plea.			
X	Deft advised of constitutional rights, loss of rights, and maximum possible penalties (including imprisonment, fine, supervised release, probation, SPA, restitution, and any forfeitures).			
X	Deft questioned re time to consult with attorney and if satisfied with his or her representation.			
X	Court finds Deft fully understands charge(s), terms of plea, and the consequences of entry into plea agreement.			
X	Deft pleads GUILTY to: COUNT 1 OF INDICTMENT			
X	Allocation by Deft on elements of charge(s).			
X	Court finds plea freely, voluntarily, and intelligently made; plea of guilty accepted.			
X	Deft adjudged guilty.			
	Acceptance of plea agreement deferred until final disposition hearing by district judge.			
X	Sentencing Date: to be notified			
	Defendant to Remain in Custody			
X	Present conditions of release continued		Conditions changed to:	
	Penalty for failure to appear explained			
X	Presentence Report Ordered		Expedited (Type III)	
X	Other Matters: cc: Probation & Lincoln			